

COMBINED DECLARATION AND POWER OF ATTORNEY
FOR PLANT PATENT APPLICATION (Sole Inventor)

As the below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor of a new and distinct variety of an apple tree named 'Rosy Glow' which is claimed and for which a plant patent is sought, the specification of which is attached hereto, and that I have reviewed and understand the contents of the above-identified specification, including the claim.

I hereby state that I did discover the new and distinct variety in a cultivated area and that the new and distinct variety was asexually propagated at my direction.

I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, § 1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, § 119 of any foreign application(s) for patent, plant breeders rights certificate, or inventor's certificate listed below and have also identified below any foreign application for patent, plant breeders rights certificate, or inventor's certificate having a filing date before that of the application on which priority is claimed:

Prior Foreign Application(s)	Priority Claimed		
(Number)	(Country)	(Day/Month/Year Filed)	<input type="checkbox"/> Yes <input type="checkbox"/> No

I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application, to file a corresponding international application, and to transact all business in the Patent and Trademark Office connected therewith:

Customer Number:



24197

Name	Reg. No.	Name	Reg. No.
BIBLE, Patrick M.	44,423	NOONAN, William D.	30,878
BUNKER, Gillian	47,461	ORR, David E.	44,988
BURG, Daniel B.	41,649	PETERSEN, David P.	28,106
CALDWELL, Lisa M.	41,653	POLLEY, Richard J.	28,107
CARLSON, Anne	47,472	RINEHART, Kyle B.	47,027
GIRARD, Michael P.	38,467	RUPERT, Wayne W.	34,420
HAENDLER, Jeffrey B.	43,652	RYBAK, Sheree L.	47,913
HARDING, Tanya M.	42,630	SCOTTI, Robert F.	39,830
JAKUBEK, Joseph T.	34,190	SIEGEL, Susan Alpert	43,121
JONCUS, Stephen J.	44,809	SLATER, Stacey C.	36,011
JONES, Michael D.	41,879	STEPHENS Jr., Donald L.	34,022
KLARQUIST, Kenneth S.	16,445	STUART, John W.	24,540
KLITZKE II, Ramon A.	30,188	VANDENBERG, John D.	31,312
LEIGH, James S.	20,434	WHINSTON, Arthur L.	19,155
MC LEOD, Richard D.	46,921	WIGHT, Stephen A.	37,759
MAURER, Gregory L.	43,781	WINN, Garth A.	33,220
MIRHO, Charles A.	41,199	ZASTROW, Devon J.	50,206

Address all telephone calls to David P. Petersen, Esq. at telephone number (503) 226-7391.

Address all correspondence to:

KLARQUIST SPARKMAN, LLP
One World Trade Center, Suite 1600
121 S.W. Salmon Street
Portland, Oregon 97204

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under § 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full Name of First Inventor: Harleigh C. Mason

Inventor's Signature

_____ Date

Residence: South Australia, Australia

Citizenship: Australian

Post Office Address: Mason Road, Forest Range, South Australia, Australia 5139

Full Name of Second Inventor: Ashley G. Mason

Inventor's Signature

_____ Date

Residence: South Australia, Australia

Citizenship: Australian

Post Office Address: Mason Road, Forest Range, South Australia, Australia 5139

SLR:jab 07/09/02 393-62020 127278

COMBINED DECLARATION AND POWER OF ATTORNEY
FOR PLANT PATENT APPLICATION (Sole Inventor)

As the below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor of a new and distinct variety of an apple tree named 'Rosy Glow' which is claimed and for which a plant patent is sought, the specification of which was filed on May 31, 2002 as U.S. Patent No. 10/160,991, and that I have reviewed and understand the contents of the above-identified specification, including the claim.

I hereby state that I did discover the new and distinct variety in a cultivated area and that the new and distinct variety was asexually propagated at my direction.

I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, § 1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, § 119 of any foreign application(s) for patent, plant breeders rights certificate, or inventor's certificate listed below and have also identified below any foreign application for patent, plant breeders rights certificate, or inventor's certificate having a filing date before that of the application on which priority is claimed:

Prior Foreign Application(s)	Priority Claimed			
(Number)	(Country)	(Day/Month/Year Filed)	Yes <input type="checkbox"/>	No <input type="checkbox"/>

I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application, to file a corresponding international application, and to transact all business in the Patent and Trademark Office connected therewith:

Customer Number:



24197

Name	Reg. No.	Name	Reg. No.
BIBLE, Patrick M.	44,423	ORR, David E.	44,988
BUNKER, Gillian	47,461	PETERSEN, David P.	28,106
CALDWELL, Lisa M.	41,653	POLLEY, Richard J.	28,107
CARLSON, Anne	47,472	RINEHART, Kyle B.	47,027
GIRARD, Michael P.	38,467	RUPERT, Wayne W.	34,420
HAENDLER, Jeffrey B.	43,652	RYBAK, Sheree L.	47,913
HARDING, Tanya M.	42,630	SCOTTI, Robert F.	39,830
JAKUBEK, Joseph T.	34,190	SIEGEL, Susan Alpert	43,121
JONCUS, Stephen J.	44,809	SLATER, Stacey C.	36,011
JONES, Michael D.	41,879	STEPHENS Jr., Donald L.	34,022
KLARQUIST, Kenneth S.	16,445	STUART, John W.	24,540
KLITZKE II, Ramon A.	30,188	VANDENBERG, John D.	31,312
LEIGH, James S.	20,434	WHINSTON, Arthur L.	19,155
MC LEOD, Richard D.	46,921	WIGHT, Stephen A.	37,759
MAURER, Gregory L.	43,781	WINN, Garth A.	33,220
NOONAN, William D.	30,878	ZASTROW, Devyn J.	50,206

SLR:jab 07/09/02 393-62020 127278

Address all telephone calls to David P. Petersen, Esq. at telephone number (503) 226-7391.

Address all correspondence to:

KLARQUIST SPARKMAN, LLP
One World Trade Center, Suite 1600
121 S.W. Salmon Street
Portland, Oregon 97204

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under § 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full Name of First Inventor: Harleigh C. Mason

Inventor's Signature

Harleigh C. Mason

13th Aug. 02
Date

Residence: South Australia, Australia

Citizenship: Australian

Post Office Address: Mason Road, Forest Range, South Australia, Australia 5139

Full Name of Second Inventor:

Ashley G. Mason

Inventor's Signature

Ashley G. Mason

13th Aug. 2002
Date

Residence: South Australia, Australia

Citizenship: Australian

Post Office Address: Mason Road, Forest Range, South Australia, Australia 5139